



Modification of a contract/concession during its term

Directive 2014/23/EU 

I.1) Name and addresses

Official name: Autobahnen- und Schnellstraßen-Finanzierungs-Aktiengesellschaft				National registration number:	
Postal address: z.H. ASFINAG Bau Management GmbH, Modecenterstraße 16					
Town: Wien		NUTS code: AT		Postal code: 1030	
Country: Austria					
Contact person:				Telephone: +43 50108-14225	
E-mail: andreas.hirt@asfinag.at				Fax: +43 50108-14222	
Internet address(es)					
Main address: (URL) www.asfinag.at					
Address of the buyer profile: (URL)					

II.1) Scope of the procurement

II.1.1) Title: A09 Pyhrn Autobahn, INSB Gleinalm - Übelbach, RFB Voralpenkreuz, Bauleistung	Reference number: 0
II.1.2) Main CPV-Code: 45000000 Supplementary CPV-Code: [][][][][][][][]	
II.1.3) Type of contract ☒ Works ☐ Supplies ☐ Services	

II.2.1) Title: A09 Pyhrn Autobahn, INSB Gleinalm - Übelbach, RFB Voralpenkreuz, Bauleistung	Lot No:
II.2.2) Additional CPV code(s) Additional CPV code: [] [] [] [] [] [] [] [] [] [] Supplementary CPV code: [] [] [] [] [] [] [] [] [] []	
II.2.3) Place of performance NUTS code: AT Main site or place of performance: Steiermark	
II.2.4) Description of the procurement at the time of conclusion of the contract: (nature and quantity of works, supplies or services) Die gegenständliche Baumaßnahme umfasst als Leistungsziel die Instandsetzung der RFB Voralpenkreuz samt des Mittel- und Randstreifens sowie der zugehörigen Objekte auf der A09 Pyhrn Autobahn im Baubereich Übelbach - Gleinalm.	
II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession Duration in months[] or Duration in days: or Start: 04/03/2019 / End: 07/06/2020 Directive 2014/24/EU – In the case of framework agreements, provide justification for any duration exceeding 4 years:	

II.2.13) Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds ☐ yes ☒ no

Identification of the project:

SECTION IV: PROCEDURE**IV.2) Administrative information****IV.2.1) Contract award notice concerning this contract**

Notice number in the OJ S: 2018/S 218-498018

SECTION V: AWARD OF CONTRACT/CONCESSION

Contract No: [301900586] **Lot No:** [] **Title:** A09 Pyhrn Autobahn, INSB Gleinalm-Übelbach, RFB Voralpenkreuz, Bauleistung

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract/concession award decision: 11/03/2019 (dd/mm/yyyy)

V.2.2) Information about tenders

The contract/concession has been awarded to a group of economic operators ☐ yes ☒ no

V.2.3) Name and address of the contractor/concessionaire

Official name: PORR Bau GmbH		National registration number:	
Postal address:			
Town: Premstätten	NUTS code: AT	Postal code:	Country: Austria
E-mail:		Telephone:	
Internet address:(URL)		Fax:	
The contractor is an SME ☐ yes ☒ no			

V.2.4) Information on value of the contract/lot/concession (at the time of conclusion of the contract; excluding VAT)

Total value of the procurement: [11.661.783,61]

Currency: EUR

SECTION VI: COMPLEMENTARY INFORMATION**VI.3) Additional information**

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VI.4) Procedures for review**VI.4.1) Review body**

Official name: Bundesverwaltungsgericht		
Postal address: Erdbergstraße 192-196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 160149-0	
Internet-Address:(URL)	Fax:	

VI.4.2) Body responsible for mediation procedures

Official name:

Postal address:		
Town:	Postal code:	Country: Austria
E-mail:	Telephone:	
Internet-Address:(URL)	Fax:	
VI.4.3) Review procedure		
Precise information on deadline(s) for review procedures:		
VI.4.4) Service from which information about the review procedure may be obtained		
Official name: Bundesverwaltungsgericht		
Postal address: Erdbergstraße 192-196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 160149-0	
Internet-Address:(URL)	Fax:	

VI.5) Date of dispatch of this notice: (dd/mm/yyyy)24/03/2020

SECTION VII: MODIFICATIONS TO THE CONTRACT/CONCESSION

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code: 45000000 Supplementary CPV code: [] [] [] [] [] [] [] []
VII.1.2) Additional CPV code(s): Additional CPV code: [] [] [] [] [] [] [] [] Supplementary CPV code: [] [] [] [] [] [] [] []
VII.1.3) Place of performance: NUTS code: AT Main site or place of performance: Steiermark
Description of the procurement: (nature and quantity of works, supplies or services) Der gesamte Asphaltaufbau und die Brückenabdichtung wurden bis zum Rohtragwerk abgetragen. Nach erfolgter Rohtragwerksaufnahme wurde das Deckenbuch optimiert. Zum Ausgleich der Unebenheiten des Rohtragwerks, die naturgemäß dem AG nicht bekannt sein können, ist es erforderlich einen mehr oder weniger dicken Ausgleich mittels Asphaltmischgut herzustellen. Zur Optimierung der Kosten wurden drei mögliche Herstellungsverfahren mit dem AN-Bau vereinbart.
VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession Duration in months[] or Duration in days: or Start: 04/03/2019 / End: 07/06/2020 Directive 2014/24/EU – In the case of framework agreements, provide justification for any duration exceeding 4 years:
VII.1.6) Information on value of the contract/lot/concession (excluding VAT) Total value of the contract/lot/concession: [71.626,89] Currency: [EUR]
The contract/concession has been awarded to a group of economic operators ☐ yes ☒ no
VII.1.7) Name and address of the contractor/concessionaire
Official name: PORR Bau GmbH
National registration number:
Postal address:
Town: Premstätten
NUTS code: AT
Postal code:
Country: Austria
E-mail:
Telephone:
Internet address:(URL)
Fax:
The contractor is an SME ☐ yes ☒ no

VII.2) Information about modifications

VII.2.1) Description of the modifications

Nature and extent of the modifications (with indication of possible earlier changes to the contract): -Mittlerer Höhenausgleich und Kleinflächen: kombiniert händisches und maschinelles Profilieren mit LV-Pos. XXXX261405A AC22binder, PmB45/80-65,H1,G4,Fahrb./Abst. Einbau-t -Großflächiger Höhenausgleich am Objekt K8 mit MKF-Pos. 8023261405A AC22binder, PmB45/80-65,H1,G4, Fahrb./Abst. Einbau-t -Ein geringer Höhenausgleich erfolgt mit der einlagigen Binderschicht und wird mittels Differenzmengenermittlung in Tonnen mit MKF-Position 8023261405A1 AC22binder, PmB45/80-65,H1,G4,Fahrb./Abst. Einbau-t vergütet.

VII.2.2) Reasons for modification

- ☐ Need for additional works, services or supplies by the original contractor/concessionaire (Art. 43(1)(b) of Directive 2014/23/EU, Art. 72(1)(b) of Directive 2014/24/EU, Art. 89(1)(b) of Directive 2014/25/EU)
Description of the economic or technical reasons and the inconvenience or duplication of cost preventing a change of contractor:
- ☐ Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee (Art. 43(1)(c) of Directive 2014/23/EU, Art. 72(1)(c) of Directive 2014/24/EU, Art. 89(1)(c) of Directive 2014/25/EU)
Description of the circumstances which rendered the modification necessary and explanation of the unforeseen nature of these circumstances:

VII.2.3) Increase in price

Updated total contract value before the modifications (taking into account possible earlier contract modifications and price adaptations and, in the case of Directive 2014/23/EU, average inflation in the Member State concerned)

Value excluding VAT: [13.085.297,29] Currency: [EUR]

Total contract value after the modifications

Value excluding VAT: [13.156.924,18] Currency: [EUR]

It is the contracting authority's/contracting entity's responsibility to ensure compliance with European Union law and any applicable laws.